

NINA F. LOCKER, State Bar No. 123838
Email: nlocker@wsgr.com

STEVEN GUGGENHEIM, State Bar No. 201386
Email: sguggenheim@wsgr.com

JONI OSTLER, State Bar No. 230009
Email: jostler@wsgr.com

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 565-5100

Attorneys for Defendants Juniper Networks, Inc.,
Scott Kriens, Pradeep Sindhu, Marcel Gani, Robert
M. Calderoni, Kenneth Goldman, William R.
Hearst III, Stratton Sclavos, Vinod Khosla,
Kenneth Levy and William R. Stensrud

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re JUNIPER NETWORKS, INC.
SECURITIES LITIGATION

) No. 5:06-cv-04327-JW

This Document Relates To:

All Action

**STIPULATION AND [PROPOSED]
ORDER CONSOLIDATING CASES
FOR ALL PURPOSES**

MARILYN VARNADO,

) No. 07-cv-03805-MJJ

Plaintiff,

V.

JUNIPER NETWORKS, INC., et al.,

Defendants.

1 This Stipulation is entered into by and among Lead Plaintiff the New York City Pension
2 Funds, plaintiff Marilyn Varnado, and defendants Juniper Networks, Inc., Scott Kriens, Pradeep
3 Sindhu, Marcel Gani, Robert M. Calderoni, Kenneth Goldman, William R. Hearst III, Stratton
4 Sclavos, Vinod Khosla, Kenneth Levy, and William R. Stensrud (the “Juniper Defendants”), by
5 and through their respective attorneys of record.

6 WHEREAS, by Order dated November 20, 2006, the Court ordered the consolidation of
7 *Garber v. Juniper Networks, Inc. et al.*, Case No. C-06-04327-JW, and *Peters v. Juniper*
8 *Networks, Inc. et al.*, Case No. C-06-05303-JW, as *In re Juniper Networks, Inc. Securities*
9 *Litigation*, Lead Case No. C-06-04327-JW, and appointed New York City Pension Funds Lead
10 Plaintiff and Lowey Dannenberg Bemporad Selinger & Cohen, P.C. Lead Counsel;

11 WHEREAS, pursuant to the November 20, 2006 Order and subsequent Court orders, on
12 April 9, 2007, the New York City Pension Funds filed an Amended Consolidated Class Action
13 Complaint (the “Class Complaint”) [Dkt. No. 73] which asserts claims for violations of the
14 federal securities law on behalf of all who purchased or otherwise acquired Juniper securities
15 from July 12, 2001 through August 10, 2006;

16 WHEREAS, on July 25, 2007, Marilyn Varnado filed another Class Action Complaint
17 against Juniper Networks, Inc., Marcel Gani, William R. Hearst III, Scott Kriens, Stratton
18 Sclavos, Pradeep Sindhu, and William R. Stensrud, in which Ms. Varnado also purports to assert
19 claims under Sections 10(b) and 20(a) on behalf of all who purchased or otherwise acquired
20 Juniper’s securities between September 1, 2003 and May 22, 2006;

21 WHEREAS, the Class Complaint encompasses and supersedes all of the claims asserted
22 in the *Varnado* complaint;

23 WHEREAS, counsel for Juniper Defendants has met and conferred with counsel for Ms.
24 Varnado and Lead Counsel, and the parties are in agreement that Ms. Varnado’s action should be
25 consolidated into *In re Juniper Networks, Inc. Securities Litigation* for all purposes; and

26 WHEREAS, Ms. Varnado does not challenge the appointment of New York City Pension
27 Funds as Lead Plaintiff or the appointment of Lowey Dannenberg Bemporad & Selinger, P.C. as
28 Lead Counsel;

1 THEREFORE, the parties stipulate, and request the Court to order, as follows:

2 **CONSOLIDATION OF RELATED CASES**

3 1. The following actions are related cases within the meaning of Civil Local Rule 3-12:

- 4 • *In re Juniper Networks, Inc Securities Litigation*, No. C-06-04327-JW
5 • *Varnado v. Juniper Networks, Inc., et al.*, No. C-07-03805-MJJ.

6 2. Pursuant to Federal Rule of Civil Procedure 42(a), *Varnado v. Juniper Networks, Inc.*,
7 *et al.*, No. C-07-03805-MJJ is hereby consolidated into *In re Juniper Networks, Inc. Securities*
8 *Litigation*, Civil Action No. C-06-04327-JW for all proceedings before this Court.

9 3. Lead Plaintiff's Counsel shall have authority to speak for, and enter into agreements
10 on behalf of, plaintiffs in all matters regarding pretrial procedures, discovery, and settlement
11 negotiations. Lead Plaintiff's Counsel shall efficiently manage the prosecution of this litigation.
12 Lead Plaintiff's Counsel shall be responsible for coordination of all activities and appearances on
13 behalf of plaintiffs and for dissemination of notices and orders. Lead Plaintiff's Counsel shall be
14 responsible for communications with the Court.

15 4. Defendants' counsel may rely upon agreements made with Lead Plaintiff's Counsel.
16 Such agreements shall be binding on all plaintiffs.

17 5. Defendants are not required to respond to the *Varnado* complaint, which has been
18 superseded by the Class Complaint.

19 Respectfully submitted,

20 Dated: September 4, 2007

WILSON SONSINI GOODRICH & ROSATI

21 By: /s/ Joni Ostler
22 Joni Ostler

23 Attorneys for Defendants Juniper Networks,
24 Inc., Scott Kriens, Pradeep Sindhu, Marcel
25 Gani, Robert M. Calderoni, Kenneth Goldman,
26 William R. Hearst III, Stratton Sclavos, Vinod
27 Khosla, Kenneth Levy and William R.
28 Stensrud

1 *I, Joni Ostler, am the ECF user whose ID and password are being used to file this*
2 *Stipulation and [Proposed] Order of Consolidation. In compliance with General Order 45, X.B.,*
3 *I hereby attest that Reginald Terrell has concurred in this filing, and I have his manual signature*
4 *on file.*

5 Dated: September 4, 2007

THE TERRELL LAW GROUP

By: /s/ Reginald Terrell
Reginald Terrell

223 25th Street
Richmond, California 94804
Telephone: (510) 237-9700
Facsimile: (510) 237-4616

Counsel for Plaintiff Marilyn Varnado

10 *I, Joni Ostler, am the ECF user whose ID and password are being used to file this*
11 *Stipulation and [Proposed] Order of Consolidation. In compliance with General Order 45, X.B.,*
12 *I hereby attest that David C. Harrison has concurred in this filing.*

13 Dated: September 4, 2007

LOWEY DANNENBERG BEMPORAD
SELINGER & COHEN, P.C.
NEIL L. SELINGER
RICHARD BEMPORAD
DAVID C. HARRISON

By: /s/ David C. Harrison
David C. Harrison

Lead Counsel for Lead Plaintiff

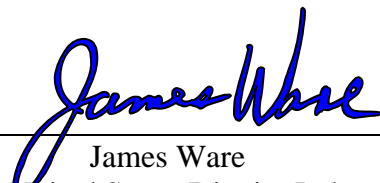
One North Broadway, 5th Floor
White Plains, NY 10601-2310
Telephone: (914) 733-7228
Facsimile: (914) 997-0035

* * *

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 28, 2007


James Ware
United States District Judge